IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

WEDNESDAY, THE 19TH SEPTEMBER 2007 / 28TH BHADRA 1929

WP(C).No. 24702 of 2007(N)

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PETITIONER:

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N.SADANANDAN PILLAI,
VRINDAVANAM, SOORNADU SOUTH,
KIDANGADAM NORTH, PATHARAM P.O.,
KUMNATHOOR ALUK KOLLAM DISTRICT.

BY ADV. SRI.C.V.VASUDEVAN

RESPONDENTS:

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1. THE SENIOUR GEOLOGIST
DISTRICT OFFICE, KOLLAM.

2. ASSISTANT GEOLOGIST
OFFICE OF THE DEPARTMENT OF MINING AND
GEOLOGY KOLLAM DISTRICT OFFICE, KOLLAM.

3. STATE OF KERALA,
REPRESENTED BY CHIEF SECRETARY
TRIVANDRUM.

BY GOVERNMENT PLEADER SRI. I.V. PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**ANTONY DOMINIC,J.**

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**W.P ( C) No. 24702 of 2007**

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**Dated this the 19th day of September, 2007**

**J U D G M E N T**

Following a criminal case, a lorry belonging to the petitioner was seized by the respondents. In Exhibit-P1 order of this Court the lorry seized was ordered to be released on furnishing guarantee for Rs.5,000/-. Accordingly, demand draft was furnished and lorry was released.

2. Subsequently, trial was completed in the criminal case and by Exhibit-P4 judgment accused were discharged. Following this petitioner represented by Exhibit-P5 for refund of security deposit of Rs.5,000/- he had made. Since there was failure on the part of the respondents in refunding the said amount, this writ petition has been filed.

I heard the Learned Counsel for the petitioner and Learned Government Pleader also. It was in view of the pendency of the criminal case security was directed to be furnished for the release of the lorry. Now that the case is over, there is no reason for denying the release of the security amount furnished by the petitioner. Accordingly, I direct the 1st respondent to refund Rs.5,000/- deposited by the petitioner as per Exhibit-P2

Demand Draft. This shall be done within a period of one month from the date of receipt of a copy of this judgment.

Petitioner shall produce a copy of this judgment before the 1st respondent, for compliance.

**(ANTONY DOMINIC, JUDGE)**

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**K.THANKAPPAN,J**

**CRL.A. NO.92 OF 1999**

**ORDER**

**25th May, 2007**